IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL REVISION APPLICATION No. 566 of 1999

For Approval and Signature:

HONOURABLE MR.JUSTICE D.H.WAGHELA Sd/-

==========

1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ? **1 to 5 NO**

==========

MANIBEN PUNJABHAI PARMAR - Applicant(s)
Versus
STATE OF GUJARAT & 3 - Respondent(s)

==========

Appearance :
MR CB DASTOOR for Applicant(s) : 1,
MR HL JANI ADDL PUBLIC PROSECUTOR for Respondent(s) : 1,
MR MURALI N DEVNANI for Respondent(s) : 2 - 3.
RULE UNSERVED for Respondent(s) : 4,

==========

CORAM : HONOURABLE MR.JUSTICE D.H.WAGHELA

Date : 14/06/2007

ORAL JUDGMENT :

1. None present for petitioner or respondents, except learned A.P.P.

2. The petitioner has sought to challenge the judgment and order dated 7.8.1999 whereby learned Judicial Magistrate, First Class, Nadiad was pleased to acquit respondents No.2, 3 and 4 in Criminal Case No.238 of 1996 initiated by the petitioner. The petitioner had alleged offences punishable under sections 354 and 506 (2) read with section 114 of the Indian Penal Code, 1860. It is recorded in the impugned judgment that the original complaint appeared to have been motivated by pendency of civil proceedings in which the complainant had failed to establish her right to the premises known as "Wada". The respondents concerned were acquitted due to absence of any credible evidence. No ground is made out to interfere with the impugned judgment and hence, the petition is dismissed and Rule is discharged with no order as to cost.

Sd/-

(D.H.Waghela, J.)

(KMG Thilake)